

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, January 7, 2020
7:00 p.m.

NOTICE OF MEETING

A regular session of the City Council of Nevada, Missouri was posted pursuant to Section 2-6 and Section 2-7 of the City Code and RSMo., Chapter 610.021 with a tentative agenda on Friday, January 3, 2020 at 4:30 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, January 7, 2020 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

Mayor Knox called the meeting to order at 7:00 p.m., followed by the Pledge of Allegiance.

INVOCATION

Councilperson Leonard gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Lyndon Eberhard; Carol Gallagher; George Knox; Brian Leonard;
Ryan Watts

Absent: None

Staff present: Mark Mitchell, Interim City Manager; Kristie Modlin, Treasurer; Johnna Williams, Deputy City Clerk; Casey Crain, Chief of Police; Randy Marti, Administrative Service Director; Sharon Kegler, Human Resources Director; Dan Scherer, Alliance Water Resources; Tera McFarland, Recreation Services Manager; Patty Hood, Recreation Services Supervisor; Ben Douglas, Animal Control Officer.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Eberhard moved to accept the December 17, 2019 regular session City Council minutes as written. Councilperson Gallagher provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

Consideration of Bid No. 2020-01 Airport Runway Lights – Administration.

Councilperson Leonard moved to approve the bid from Strukel Electric of Girard, KS in the amount of \$5,500.00 for the regulator that controls the runway lights. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard; Gallagher; Knox; Leonard; Watts

Nay: None

Absent: None

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There was none.

COMMUNICATIONS AND PETITIONS

There were none.

UNFINISHED BUSINESS

Consideration of Bill No. 2019-045 Authorizing the Execution of an Agreement with Dock Dogs, Inc. for a Special Event scheduled on October 3, 2020.

Councilperson Eberhard moved to place Bill No. 2019-045 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Knox; Leonard; Watts; Eberhard

Nay: None

Absent: None

Next, Consideration of Bill No. 2019-046 Authorizing the Execution of an Agreement with DLW Timberworks Lumberjack Show for a Special Event scheduled on October 3, 2020.

Councilperson Watts moved to place Bill No. 2019-046 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox; Leonard; Watts; Eberhard; Gallagher

Nay: None

Absent: None

OLD BUSINESS

Next to be considered was Bill No. 2019-056 Approving and Authorizing the Execution of Amendment No. 5 to the Contract between the City of Nevada, Missouri and Alliance Water Resources, Inc.

City Manager, Mark Mitchell, would like to allow time for the City Attorney to review the contract and for the City to get additional bids.

Councilperson Gallagher moved to postpone Bill No. 2019-056 until review of contract and additional bids can be received. Councilperson Eberhard provided the second.

The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Gallagher

Nay: None

Absent: Knox

NEW BUSINESS

Next, Consideration of 2020-001 Amending Chapter 19 of the Nevada City Code pertaining to no parking zones.

Councilperson Gallagher moved to place Bill No. 2020-001 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Watts; Eberhard; Gallagher; Knox; Leonard

Nay: None

Absent: None

City Manager, Mark Mitchell, stated that City Attorney Bill McCaffree needed to be present to explain and answer questions concerning item b. Bill No. 2020-002 and c. Bill No. 2020-003, Councilperson Leonard made a motion to amend the Agenda by moving items b. and c. to the bottom of New Business while we wait for Mr. McCaffree to arrive. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard; Gallagher; Knox; Leonard; Watts

Nay: None

Absent: None

Next was Consideration of 2020-004 Calling an Election on a Revenue Bond Question in Nevada, Missouri.

Councilperson Eberhard moved to place Bill No. 2020-004 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Knox; Leonard; Watts; Eberhard

Nay: None

Absent: None

Next to be Considered was Resolution No. 1547 Authorizing a Waiver of the provisions of Section 23-86 of the Code of the City of Nevada, Missouri to permit a Tourism Promotion Event.

Councilperson Watts moved to approve Resolution No. 1547, seconded by Councilperson Eberhard. The motion was duly considered and passed unanimously.

City Attorney, Bill McCaffree arrived at 7:35 p.m. Councilperson Leonard made a motion to take a 5-minute recess, Councilperson Gallagher seconded the motion. The motion was duly considered and passed unanimously.

Mayor Knox called the meeting back to order at 7:40 p.m.

Next, Consideration of 2020-002 Authorizing and Directing the Transfer of a Tract of Real Estate to the Nevada Animal Shelter Corporation, a Missouri Nonprofit

Corporation, to accommodate financing on an Animal Shelter for the City of Nevada, Missouri.

Blake Hertzberg, 1206 Willow Circle, spoke in opposition to the proposed location of the Animal Shelter. Mr. Hertzberg believes there is a better location for the animal shelter, shouldn't be in the park. Kathleen Kedigh, 1214 Willow Circle, also spoke in opposition of the location of the proposed animal shelter. Could bring property values down, could have issues with strays, noise, dust, shouldn't be located by a park. Dave Lindsay, 1205 Willow Circle, Marmaduke Park is a great attraction for the community and would hate to see it become less because of an animal shelter. Shelly Lindsay, 1205 Willow Circle, agreed with the other comments about opposition of the location of the animal shelter.

City Attorney, Bill McCaffree, stated that even after passage of this ordinance the location of the shelter can be changed, we would just amend our application for the USDA funding with the proper location.

Councilperson Gallagher moved to place Bill No. 2020-002 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox; Leonard; Watts; Eberhard; Gallagher

Nay: None

Absent: None

Then, Consideration of 2020-003 Approving a Lease Agreement with the Nevada Animal Shelter Corporation, a Missouri Nonprofit Corporation, and Authorizing and Directing the Execution Thereof.

Councilperson Eberhard moved to place Bill No. 2020-003 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Gallagher; Knox

Nay: None

Absent: None

REPORTS

Monthly Department Reports

There were none.

Boards and Commissions Written Minutes/Reports

There were none.

Mayor's Report

There was none.

City Manager's Report

City Manager, Mark Mitchell reminded City Council members that there was a short Animal Shelter Nonprofit meeting when the regular session ended.

MISCELLANEOUS MATTERS

Councilperson Gallagher stated that Thursday, January 9, 2020 is Law Enforcement Appreciation Day and everyone is welcome to stop by the Public Safety Building.

Councilperson Eberhard inquired about issues with the hospital tax. City Manager Mark Mitchell stated that there were some communication issues and we are moving forward. The State of Missouri has received all the information and we will let everyone know when the tax will take effect. Councilperson Eberhard also inquired about the golf course fees. City Manager Mark Mitchell stated that the ordinance for the fees will be coming back to City Council the first meeting in February.

ADJOURNMENT

With no further business to come before City Council, Mayor Knox asked for a motion to adjourn.

Councilperson Gallagher moved to adjourn the regular session of City Council. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Watts; Eberhard; Gallagher; Knox; Leonard

Nay: None

Absent: None

The meeting adjourned at 8:10 p.m.

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

George Knox, Mayor

Johnna Williams, Deputy City Clerk